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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/873,368	06/05/2001	Takahiro Masuda	1046.1255	7432

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STAAS & HALSEY LLP  
SUITE 700  
1201 NEW YORK AVENUE, N.W.  
WASHINGTON, DC 20005

EXAMINER

NGUYEN, CHAU T

ART UNIT PAPER NUMBER

2176

DATE MAILED: 11/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 09/873,368	<b>Applicant(s)</b> MASUDA ET AL.	
	<b>Examiner</b> Chau Nguyen	<b>Art Unit</b> 2176	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 24 August 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-24 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### **DETAILED ACTION**

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 08/24/2005 has been entered. Claims 1-24 are presented for examination.

### ***Claim Rejections - 35 USC § 103***

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 1-22 are rejected under 35 U.S.C. 103(a) as being unpatentable over Stark, US Patent No. 5,935,210, and further in view of Slotznick, US Patent No. 6,011,537.

4. As to claims 1, 15 and 19, Stark discloses a network browser comprising:

an analysis module of analyzing a display control file of managing a display screen to extract another file described or created by a script or a program (col. 4, line 25 – col. 6, line 63 and col. 10, lines 55-63: a resource mapping tool 100 or resource mapper (an analysis module) is used to create and manage resource map (another file) which provides a graphical of hyperlink structure of the site 40 (display control file), the resource map (another file) is formed by a data structure having URL table and many objects containing data and hyperlink structure extracted from the resources in the site 40 (display control file), and the resource mapper may be implemented as a computer-executable program (script or program));

a storing module of specifying said another file to temporality store a URL created by said script or said program (Abstract, and col. 1, lines 47-56: a first one of the resources is retrieved from the site, and information about embedded hyperlinks to other resources in the site is extracted from the first resource and the information about embedded hyperlinks is stored in a self-contained map of the site in a persistent data store);

a downloading module of downloading from a server said another file based on said URL according to a predetermined condition (col. 7, line 66 – col. 8, line 27: the root resource is retrieved in full from the server maintaining the resource);

However, Stark does not explicitly disclose a first loading module of analyzing and loading said another file which has been downloaded onto an invisible screen; and a display module of executing or displaying said another file loaded into the invisible

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screen without downloading said another file when said another file in the display control file is designated on the display screen. Slotznick discloses a system displaying information at a display of a local user computer, the information includes primary information (web page) representing information requested by a user and secondary information (links to the web page) representing additional information (col. 4, line 38 – col. 5, line 2). Slotznick also discloses displaying the primary information as a virtual page while the secondary data is downloaded and held in memory without being displayed (downloaded onto an invisible screen) (col. 9, line 22 – col. 10, line 5) and the secondary information is hidden until triggered (col. 11, lines 6-24). Thus, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Slotznick and Stark to include a first loading module of loading said another file which has been downloaded onto an invisible screen; and a display module of executing or displaying said another file loaded into the invisible screen without downloading said another file when said another file in the display control file is designated on the display screen. Slotznick suggests that downloading secondary information (another file or links) onto a cache memory without being displayed so when the secondary information is triggered, displaying the secondary information occurs almost instantaneously.

5. As to claims 2, 16 and 20, Stark and Slotznick (Stark-Slotznick) disclose wherein said analysis module includes a second loading module of loading another module

when said another file requires said another module of execution or display of said another file (Stark, col. 4, line 25 – col. 6, line 13).

6. As to claim 3, Stark-Slotznick disclose wherein said analysis module has:

a work list in which work file names are stacked (Stark, Fig. 5 and col. 6, line 45 – col. 7, line 17);

an analysis target list in which names of files which need analysis are stacked (Stark, Fig. 5 and col. 6, line 45 – col. 7, line 65); and

a non-analysis-target list in which names of files which need no analysis are stacked (Stark, Fig. 5 and col. 6, line 45 – col. 7, line 65),

wherein when a file name read out from the work list does not coincide with any of the file names stacked in the non-analysis-target list, it is stacked in the analysis target list, and the file names stacked in the analysis target list are successively read out to execute accessing a server on the basis of the file names read out (Stark, Figs. 6A-6C and col. 7, line 66 – col. 8, line 47).

7. As to claim 4, Stark-Slotznick disclose wherein said analysis module accesses the server on the basis of each of the file names stacked in the analysis target list, and stacks each file name in the non-analysis-target list after the corresponding file has been downloaded (Stark, Figs. 6A-6C and col. 7, line 66 – col. 8, line 47).

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8. As to claims 5, 17 and 21, Stark-Slotznick disclose wherein said analysis module monitors an operation on the display screen and starts analysis of the display control file or downloading of said another file if no operation on the display screen has been performed during a certain time period (Stark, col. 9, lines 14-33).

9. As to claims 6, 18 and 22, Stark-Slotznick disclose wherein said analysis module monitors coordinate designation means on the display screen and starts analysis of the display control file or downloading of said another file if said coordinate designation means has stayed within a certain area during a certain time period (Stark, col. 9, lines 14-33).

10. As to claim 7, Stark-Slotznick disclose a correspondence table in which said certain area and file names indicated in said certain area and extracted from the display control file are related to each other, wherein said analysis means determines said another file to be downloaded by referring to said table (Stark, Fig. 5 and col. 6, line 45 – col. 7, line 65).

11. As to claim 8, Stark-Slotznick disclose wherein said certain area is one of the screen areas divided in the form of frames, and said correspondence table is formed by respectively relating the screen are and other files set with respective screen areas and indicated on the display control file (Stark, Fig. 5 and col. 6, line 45 – col. 7, line 65; Slotznick, col. 8, line 44 – col. 9, line 21, Slotznick suggests that downloading

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secondary information (another file or links) onto a cache memory without being displayed so when the secondary information is triggered, displaying the secondary information occurs almost instantaneously).

12. As to claim 9, Stark-Slotznick disclose wherein said analysis module collectively downloads from the server a plurality of files placed subordinate to one higher-level directory as said other files (Stark, col. 4, line 40 – col. 5, line 27 and col. 7, line 66 – col. 8, line 27).

13. As to claim 10, Stark-Slotznick disclose wherein said other files include files placed at different subordinate hierarchical levels as well as those placed at the same hierarchical level subordinate to one higher-level directory (Stark, col. 4, line 40 – col. 5, line 27).

14. As to claim 11, Stark-Slotznick disclose wherein said analysis module has a correspondence table in which a high-level directory and files at a lower-hierarchical level are related to each other, and determines a file as another file to be downloaded by referring to the correspondence table (Stark, col. 4, line 40 – col. 5, line 27 and col. 7, line 66 – col. 8, line 27).

15. As to claim 12, Stark-Slotznick disclose wherein the invisible screen is updated each time the display control file of controlling the display screen is changed, and



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updating of the invisible screen is not performed if another file loaded before an updating change and still another file to be loaded after the display change are identical to each other (Stark, col. 14, lines 19-26).

16. As to claim 13, Stark-Slotznick disclose wherein said analysis module gives a visual notice by changing the display on the display screen when starting analysis of the display control file or downloading of another file (Stark, col. 8, lines 12-47).

17. As to claim 14, Stark-Slotznick disclose wherein the change in the display on the display screen comprises a visual change of coordinate designation means displayed on the display screen (Stark, col. 8, lines 12-47).

18. Claims 23-24 are rejected under 35 U.S.C. 103(a) as being unpatentable over Imai et al. (Imai), US Patent No. 6,148,334 and further in view of Slotznick, US Patent No. 6,011,537.

19. As to claims 23-24, Imai discloses a method comprising:

downloading a file described or created by a scrip or a program from a server when a resource file with which the file is linked is being browsed on a display screen, the file being downloaded based on a predetermined condition and a stored URL created by said script or said program (col. 2, line 62 – col. 3, line 5 and col. 10, lines 22-32: a program for automatically producing the file list is stored in the file server 110,

and information on all URLs that can be referred from the requested file and files that can be traced from the requested file (a resource file) by links is extracted, and transferring the file list of files related to the requested file from the file server to the file requesting client);

However, Imai does not explicitly disclose creating a screen image of the downloaded file onto an invisible screen, wherein the created screen image of the file loaded onto the invisible screen is displayed onto the display screen when the file is designated on the display screen. Slotznick discloses a system displaying information at a display of a local user computer, the information includes primary information (web page) representing information requested by a user and secondary information (links to the web page) representing additional information (col. 4, line 38 – col. 5, line 2). Slotznick also discloses displaying the primary information as a virtual page while the secondary data is downloaded and held in memory without being displayed (downloaded onto an invisible screen) (col. 9, line 22 – col. 10, line 5) and the secondary information is hidden until triggered (col. 11, lines 6-24). Thus, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine the teachings of Slotznick and Imai to include creating a screen image of the downloaded file onto an invisible screen, wherein the created screen image of the file loaded onto the invisible screen is displayed onto the display screen when the file is designated on the display screen. Slotznick suggests that downloading secondary information (another file or links) onto a cache memory without being displayed so when

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the secondary information is triggered, displaying the secondary information occurs almost instantaneously.

### ***Response to Arguments***

In the remarks, Applicant(s) argued in substance that

A) Stark and Slotznick, alone or in combination, do not teach or suggest analyzing and extracting a file “described or created by a script or program” and “downloading from a server said file based on said URL according to a predetermined condition”

In reply to argument A, Stark discloses in col. 4, line 25 – col. 6, line 63 and col. 10, lines 55-63: a resource mapping tool 100 or resource mapper (an analysis module) is used to create and manage resource map (another file) which provides a graphical of hyperlink structure of the site 40 (display control file), the resource map (another file) is formed by a data structure having URL table and many objects containing data and hyperlink structure extracted from the resources in the site 40 (display control file), and the resource mapper may be implemented as a computer-executable program (script or program). In addition, Examiner’s made another rejection for analyzing and extracting a file “described or created by a script or program” and “downloading from a server said file based on said URL according to a predetermined condition” using different reference which is Imai reference. In this case, Imai discloses in col. 2, line 62 – col. 3, line 5 and col. 10, lines 22-32: a program for automatically producing the file list is

stored in the file server 110, and information on all URLs that can be referred from the requested file and files that can be traced from the requested file (a resource file) by links is extracted, and transferring the file list of files related to the requested file from the file server to the file requesting client.

B) Stark and Slotznick method does not each or suggest an analysis module that “accesses the server on the basis of each of the file names stacked in the analysis target list and stacks each file name in the non-analysis-target list after the corresponding file has been downloaded”.

In reply to argument B, Stark discloses in col. 7, line 66 – col. 8, line 47 and Figs 6A-6C that receiving a URL of resource at which to start the exploration, creating URL table including URL of root resource, creating URL object and resource object (files names), retrieving root resource and exploring the root resource, and then adding metadata to root resource object (stacking file names in the target list), and after that changing state of the root resource to “discovered” and adding it to “to be explored” list (non-analysis-target list).

20. Applicant's arguments with respect to claims 23-24 have been considered but are moot in view of the new ground(s) of rejection. Please see the rejection of claims 23-24 above.

**Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chau Nguyen whose telephone number is (571) 272-4092. The Examiner can normally be reached on Monday-Friday from 8:30 am to 5:30 pm.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Heather Herndon, can be reached at (571) 272-4136.

The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306. On July 15, 2005, the Central Facsimile (FAX) Number will change from 703-872-9306 to 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Chau Nguyen  
Patent Examiner  
Art Unit 2176

*William L. Bashore*  
**WILLIAM BASHORE**  
**PRIMARY EXAMINER**  
11/10/2005